

a

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

ANDREA LAVELLE VICKERS
#16301-006,
Plaintiff

CIVIL DOCKET NO. 1:23-CV-01646
SEC P

VERSUS

JUDGE ROBERT R. SUMMERHAYS

C O MCDOWELL ET AL,
Defendants

MAGISTRATE JUDGE PEREZ-MONTES

ORDER

Pro se Plaintiff Andrea Lavelle Vickers (“Vickers”) filed suit pursuant to *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971) and the Federal Tort Claims Act (“FTCA”). Vickers’s *Bivens* claims have been denied and dismissed, leaving only the FTCA claim. ECF No. 19, 20.

The only proper defendant in an FTCA case is the United States. *Galvin v. Occupational Safety & Health Admin.*, 860 F.2d 181, 183 (5th Cir. 1988) (holding “[i]t is beyond dispute that the United States, and not the responsible agency or employee, is the proper party defendant in a Federal Tort Claims Act suit.”). Therefore, to proceed with his case, Vickers must file a Motion to substitute the United States as the Defendant. IT IS ORDERED that Vickers comply within 60 days of this Order.

SIGNED on Friday, March 22, 2024.



JOSEPH H.L. PEREZ-MONTES
UNITED STATES MAGISTRATE JUDGE